

**DIRECTOR'S MEETING  
MONDAY, AUGUST 25, 2003 - 11:00 A.M.  
CONFERENCE ROOM 113**

**I. MAYOR**

1. NEWS RELEASE - RE: Mayor Presents Award Of Excellence For July. (See Release)
2. Mayor Coleen Seng Infrastructure Comments - City Council Chambers - August 18, 2003. (Council received their copies on 8/18/03) (Copy on file in the City Council Office)
3. Material to Mayor Coleen Seng - sent to Council Office by Diane Gonzolas - RE: The proposed infrastructure financing plan - (Council received their copies on 8/18/03) (Copy on file in the City Council Office)
4. Letter from Mayor Coleen Seng to City Council - RE: I hereby Veto Bill No. 03R-214 – Special Permit #2028 - Application of Mettlen, Inc. dba Jax to sell alcoholic beverages at 2711 South 48<sup>th</sup> Street. (See Letter)
5. NEWS RELEASE - RE: Mayor Promotes “Safe Walk And Safe Ride To School” - New this year are countdown signals and Elliott pick-up and drop-off area. (See Release)
6. NEWS RELEASE - RE: Public Invited To Events Commemorating March On Washington. (See Release)

**II. CITY CLERK**

**III. CORRESPONDENCE**

**A. COUNCIL REQUESTS**

**JONATHAN COOK**

1. ~~OUTSTANDING~~ Request to Public Works & Utilities Department - RE: Irvingdale Park - City Storm Sewer Ditch/Canal is not maintained at all (RFI#94 - 7/14/03). — **1.) SEE RESPONSE FROM BILL NASS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#94 - 8/18/03**
2. OUTSTANDING Request to **Building & Safety Department** - RE: Please check out the house at 1644 Washington - front porch filled with stuff (RFI#95 - 7/14/03)

3. Request to PRT/Ann Harrell, Mayor's Office - RE: Gathering Place (RFI#97 - 7/30/03). — **1.) SEE RESPONSE FROM SW TEAM CAPTAIN WILHELM, LPD RECEIVED ON RFI#97 - 8/05/03**
4. ~~OUTSTANDING~~ Request to Health Department - RE: A large amount of garbage on the sidewalk near the house on the corner of Smith & Harrison (RFI#100 - 8/01/03). — **1.) SEE RESPONSE FROM BRUCE DART, HEALTH DIRECTOR RECEIVED ON RFI#100 - 8/18/03**
5. Response from Randy Hoskins, Public Works & Utilities Department - RE: State Department of Roads proposal to close Old Cheney between Warwick & Hwy 77 to RFI#99 received on 8/15/03.
6. Request to Public Works & Utilities Department - RE: A Street, 12<sup>th</sup> Street to 19<sup>th</sup> Street in bad condition (RFI#102 - 8/19/03)

#### **TERRY WERNER**

1. ~~OUTSTANDING~~ Request to **Dana Roper, Law Department** - RE: Automated External Defibrillators (AED) and Liability (RFI#96 - 7/29/03)
2. Request to Urban Development Department - RE: Rupert Development Plans - 27<sup>th</sup> Street, between Holdrege & Dudley (RFI#97 - 8/15/03). — **1.) SEE RESPONSE FROM ERNIE CASTILLO, URBAN DEVELOPMENT DEPARTMENT RECEIVED ON RFI#97 - 8/20/03**
3. Request to Law Department - RE: Opinion on Potential Conflict of Interest (RFI#98 - 8/15/03)

#### **PATTE NEWMAN**

1. ~~OUTSTANDING~~ Request to **Roger Figard, Allan Abbott, Public Works & Utilities Department/Chuck Zimmerman, Mike Merwick, Building & Safety Department/Kent Morgan, Marvin Krout, Planning Department** - RE: Monday's extensive pre-council, public hearing and lengthy negotiations between PW and residents on Pine Lake Road, Old Cheney and 84<sup>th</sup> Street for acquisition of sufficient ROW to meet new city standards - (RFI#14 - 8/11/03)
2. Request to Mike Merwick, Building & Safety Department - RE: Another "missing owners" story (RFI#16 - 8/11/03). — **1.) SEE RESPONSE FROM MIKE MERWICK, BUILDING & SAFETY DIRECTOR RECEIVED ON RFI#16 - 8/18/03**

## **GLENN FRIENDT**

1. OUTSTANDING Request to Allan Abbott, Public Works Director/Jerry Obrist, Water Works Engineer - RE: Drinking water quality (RFI#24 - 8/11/03)
2. Request to Don Herz, Finance Director - RE: Bonds repayment and balances (RFI#25 - 8/19/03). — **1.) SEE RESPONSE FROM DON HERZ, FINANCE DIRECTOR RECEIVED ON RFI#25 - 8/21/03**
3. Request to Allan Abbott, Public Works & Utilities Director - RE: Ordinance #03-108 (RFI#26 - 8/19/03)

## **B. DIRECTORS AND DEPARTMENT HEADS**

### **COUNTY COMMISSIONERS**

1. E-Mail from Gwen Thorpe - RE: Joseph H. Soukup, Jr. came to our office regarding the article about the Health Department's plan to ban smoking in all workplaces and public areas. He asked her to forward his view to all who are involved in making this decision. (See E-Mail)

### **FINANCE/BUDGET**

1. Material from Steve Hubka - RE: Budget Resolution - (See Material)

### **HEALTH DEPARTMENT**

1. NEWS RELEASE - RE: City To Spray For West Nile Virus Carrying Mosquitos In North Central Lincoln. (See Release)
2. NEWS RELEASE - RE: Death Of Lincoln Woman Linked To West Nile Virus. (See Release)

### **PLANNING DEPARTMENT**

1. Planning Department Newsletter - Issue #3 - August 2003.

### **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Response Letter from Dennis Bartels to Lou Nigro - RE: Paving of Shamrock Road. (See Material)

## **URBAN DEVELOPMENT DEPARTMENT**

1. Report - RE: The North 27<sup>th</sup> Street Corridor and Environs Redevelopment Plan - Prepared by: City of Lincoln, Nebraska - Urban Development Department - Coleen J. Seng, Mayor. (Council copies of this Report placed in their Thursday packets on 8/21/03)(Copy of this Report is on file in the City Council Office)

### **C. MISCELLANEOUS**

1. E-Mail from Terri L. Beard - RE: Survey regarding fuel tax and bond issue. (Council & City Clerk Joan Ross received this E-Mail on 8/18/03) (Copy of this E-Mail is on file in the City Council Office)
2. Letter from Jim Fram, Lincoln Chamber of Commerce; Nadine Condello, Home Builders Association of Lincoln; Doug Rotthaus, Realtors Association of Lincoln; - RE: They support Steve Duvall and Cecil Steward being reappointed to the Planning Commission, and Ken Westerhold being appointed to replace Greg Schwinn. (See Letter)
3. Faxed Letter from Glen Herbert, HER-VES-CO, Ltd., Land Development Real Estate Sales Investment Properties - RE: Annexation #03005 - South 84<sup>th</sup> & Pine Lake Road (more specifically – Lot 39 SW 14-9-7)(See Letter)
4. E-Mail from Chad L. Pfeiffer; Neil E. Balfour, P.C. - RE: The City Budget. (See E-Mail)
5. E-Mail from Connie Hilligoss, Owner, Sign Pro of Lincoln, Inc. - RE: Discretionary Funds. (See E-Mail)
6. E-Mail from John L. Hoppe, Jr., PrimeSites, Commercial Real Estate - RE: City Budget. (See E-Mail)
7. E-Mail from Jim Frohman, Mesa Corporation - RE: City Budget - Discretionary Funds and Internal Auditor. (See E-Mail)
8. E-Mail from Maggie Higgins, MHFS Agency - RE: City Budget. (See E-Mail)
9. E-Mail from Charlie Claus - RE: Budget Comments. (See E-Mail)
10. Letter from Terry L. Bundy, Lincoln Electric System - RE: LES Revenue and Refunding Bonds. (See Letter)

11. E-Mail from Debby Brehm - RE: Discretionary Funds. (See E-Mail)
12. 2 E-Mail's from Barb & Paul Haith; Richard W. Meginnis, Senior Vice-President, NAI FMA Realty; - RE: Budget Concerns. (See E-Mail's)
13. E-Mail from Dr. Dennis Hudson - RE: Cryonucleator Challenge. (See E-Mail)
14. E-Mail from Roy Houser - RE: Would like to know where each of the Council Members stand on the Smoke Free Air Act - (See E-Mail)

#### **IV. DIRECTORS**

#### **V. CITY COUNCIL MEMBERS**

#### **VI. ADJOURNMENT**

da082503/tjg

**DIRECTOR'S MEETING  
MINUTES  
MONDAY, AUGUST 25, 2003  
CONFERENCE ROOM 113**

**Council Members Present:** Jon Camp, Chair; Terry Werner, Vice-Chair; Jonathan Cook, Annette McRoy, Ken Svoboda, Patte Newman, Glenn Friendt.

**Others Present:** Mayor Coleen Seng (arrived late), Mark Bowen, Ann Harrell, Corrie Kielty, Lin Quenzer, Darl Naumann, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Members Camp, Friendt, & Svoboda; Tammy Grammer, City Council Staff and Nate Jenkins (arrived late), Lincoln Journal Star Representative.

**I. MAYOR**

Mr. Camp stated that Mark Bowen will start until Mayor Seng gets here. Mark Bowen stated to Council that she is running a few minutes late, so he will go ahead and start. Mr. Bowen stated to Council that he doesn't have any comments for her to start with, but they do have three departments that need to give them updates on a few things. Mr. Bowen stated to Council that they will start with Police Chief Casady.

Police Chief Casady stated to Council this is a couple of weekends a year for them, but this past weekend they had their Party Control, which is a group of six Officers that he brings in on over-time to work wild parties. Chief Casady stated to Council that they made a 134 total arrests, 64 MIP's, maintaining a disorderly house and selling alcohol without a license. Chief Casady stated to Council that they had particularly large parties a couple hundred people and four of them that he was particularly concerned about was in the North Bottoms and he spent the morning on the phone with landlords. Chief Casady stated to Council that they have some landlords that's going to be receiving tickets because they've warned them in the past about problematic rotation and he would not be surprised if some of them hear from one or more landlord of one of these properties about the Police holding them accountable for whatever their tenants do and he really appreciates their support on it. Chief Casady stated to Council that they're not giving tickets to any landlords, unless it's someone that they have spoken to before about that specific property in the past. Chief Casady stated to Council that he received an E-Mail on Saturday from one of his Veteran Officers, who said Chief you got to get out here and personally look at Sterling University housings, the new apartments four bedroom complex that you approved last year. Chief Casady stated to Council that they are not off to a good start and they're going to be turning the heat up on that and trying to get them to understand that they are really serious about it. So, they're going to be trying to make the management there understand that they really are serious about holding management accountable when there's disturbances and violations of the law. Chief Casady stated to Council that he knows, Mike [Merwick] is also working on all the

problems that they have with more than three unrelated people in some of these places and of course that's really difficult to prove. Chief Casady stated to Council that they are going to continue to keep the pressure on these landlords that have properties that are particularly problematic. Discussion continued with Council, Police Chief Casady, Mike Merwick, Dana Roper and Ray Hill on this issue with comments and questions from the Council.

Mark Bowen stated to Council along that same line, he will have Mike [Merwick] go ahead and update them on the three residents in a unit. Mike Merwick stated to Council that Chief Casady kind of told them that after the parties then they get the call from the neighbors to go out and see that they know there is five people living there and so they may get some of those calls. Mr. Merwick stated to Council that they've got some and they will follow up on them and they'll probably be working after Chief Casady goes to the different parties. Mr. Merwick stated to Council that they do it all on a complaint basis and it's very time consuming, it takes a lot of work and indicated that they have convicted people in the past, it just takes a lot of time. But, as they get complaints they do handle them and they've got some complaints from the parties that Chief Casady is talking about already, so they will be working on that. Ms. McRoy stated to Mr. Merwick that about a month ago, she came across an article in 'Governing.com' in another City where they had problems with drug dealers, etc. and then the following day or the same night they would send out Building & Safety type personnel to look for violations and that was another way that they attacked the problem. Ms. McRoy stated to Mr. Merwick that she thinks that she sent it to Captain Citta just as an FYI-what do you think and she doesn't think that she sent it to him, but that might be something that he can work on with the Police Chief in looking at a lot of these places where they have the wild parties and the more than three unrelated people living there because usually there are other violations. Ms. McRoy commented so in another City that's how they combated some of the drug problems was by sending out the Building & Safety to write violations and so they got doubled whamming and pretty soon these places closed down. Mr. Merwick stated to Ms. McRoy that he will work with Police Chief Casady on it and 'thanked' her.

Mark Bowen stated to Council that Dana [Roper] and Marvin [Krout] wants to give them an update on 40<sup>th</sup> & Randolph. Dana Roper stated to Council that there was an application to do a down zoning in the neighborhood and the Planning Commission placed it on Pending and one of the neighbors has written a letter to the City Clerk asking to appeal that placing on Pending. Mr. Roper stated to Council the Charter says that the Council can't act without a report from the Planning Commission. Mr. Roper stated to Council that in their view what the Planning Commission has done is inappropriate, they should either vote it up or vote it down and then they can act on the matter. Mr. Roper stated to Council that they are going to write them a letter saying that they need to act on it and if they want to send this memo or message that's fine too. But, they're going to have the neighborhood asking them to pull it off and he thinks that if they do pull it off and they do approve it, it's going to be problematic because they don't have a report from the Planning Commission. City Clerk Joan Ross stated that one other thing on that Dana,

she got a call from Mike Fitzgerald this morning in regards to that same thing and part of their neighborhood concern is there any kind of a time line. Mr. Roper stated to City Clerk Joan Ross 'no'. City Clerk Joan Ross stated to Mr. Roper okay. Mr. Roper stated that on Special Permits, there is a time line or if they don't ask, don't act and the Council can pull it off, but there is not here. City Clerk Joan Ross stated to Mr. Roper what Mr. Fitzgerald expressed to her was if there was no time line and they did not need to move with this quickly, they would like to go back to their neighborhood group and get organized and talk about this some more before the Council would place it on their Agenda. Marvin Krout stated that he thinks Rick Peo is going to send a note to the Planning Commission outlining what Dana [Roper] just said and his guess is that means the Planning Commission will vote on it their next meeting Agenda on September 3<sup>rd</sup> to reschedule the item and it will be on the September 17<sup>th</sup> Agenda for action. Mr. Krout stated to Council the Planning Commission has said that they shouldn't have placed it on Pending indefinitely, they'll take it off and they will vote on it. City Clerk Joan Ross stated that one thing that they might watch out for is Kevin Ward, he sent an E-Mail that's also on their Addendum, but then she got the call from Mike Fitzgerald, so hopefully, they're talking to each other too. Ms. Newman indicated that Kevin [Ward] called her this morning and apparently his computer died, it's come to the virus that's going around, so just that they are aware of that.

Mike Merwick stated to Council that he just wants to alert them, the flip side of what Police Chief Casady is doing and what they're doing is that they are going to get some calls from parents or students saying that they are being mean and rough when they're enforcing these ordinances. Mr. Merwick stated to Council so they're probably going to get some calls on enforcing that more than three unrelated people in an unit.

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3. Material to Mayor Coleen Seng - sent to Council Office by Diane Gonzolas - RE: The proposed infrastructure financing plan - (Council received their copies on 8/18/03) (Copy on file in the City Council Office). — Mayor Coleen Seng mentioned this material later under "II. City Clerk" when she arrived. (See that discussion)
4. Letter from Mayor Coleen Seng to City Council - RE: I hereby Veto Bill No. 03R-214 – Special Permit #2028 - Application of Mettlen, Inc. dba Jax to sell alcoholic beverages at 2711 South 48<sup>th</sup> Street. — NO COMMENTS



5. NEWS RELEASE - RE: Mayor Promotes “Safe Walk And Safe Ride To School”  
- New this year are countdown signals and Elliott pick-up and drop-off area. —  
NO COMMENTS
6. NEWS RELEASE - RE: Public Invited To Events Commemorating March On  
Washington. — NO COMMENTS

## II. CITY CLERK

City Clerk Joan Ross stated to Council that for the Agenda on September 8<sup>th</sup> Formal Council Meeting, they are going to have an appeal on the Impact Fees paid by Craig Leibold of Ayars & Ayars, Inc. and this would be, I’m sure a Public Hearing for him to come forward and present his case to Council and make his comments. So, her question to them is that on the Agenda would they like to have this ahead of the ‘Public Hearing-Liquor Resolutions’ or do they want to do it right after that or do they want to put it towards the end of the Public Hearing or do they have any feelings about that on where they would like it put on the Agenda. Mr. Camp asked if this is something that they are going to start seeing with Impact Fees. City Clerk Joan Ross stated to Mr. Camp that this is the first and only one that she has gotten so far. Marvin Krout stated to Mr. Camp only rarely, hopefully.

Allan Abbott stated to Council that this is the one where the architect or engineer or developer made a mistake when they filed their request or their application to beat the impact fees they had the wrong meter size shown. Afterwards, they came back and made the correct meter size and said that they shouldn’t have to pay the difference. Mr. Abbott stated to Council that what they’ve said is they don’t care who pays the difference, if they were the owner they’d go after the architect or the engineer that made the mistake, but it’s no different than coming in with a change afterwards. So, they said if they would of had it right they wouldn’t have made them pay the impact fees and they said that’s right, if they had it right, they wouldn’t, but they had it wrong, therefore, they need to collect the additional impact fees. Mr. Abbott stated to Council that it was a missed design on the part of them, so far as he is concerned they should pay it and of course if they go out and collect from their engineer or architect that’s between them. Mr. Abbott stated to Council that it wasn’t the fact that the impact fees were missed calculated or whatever, it was that they should of had it waived because they beat the deadline even though it came in wrong. Mr. Werner asked Mr. Abbott if he will give them something in writing in regards to this matter prior to that meeting. Mr. Abbott stated to Mr. Werner ‘yes’, they’re getting it. Mr. Werner asked what is the process, is it like a Resolution or what. Dana Roper stated to Mr. Werner that it is going to be like a Resolution, they let them stand up and say what they wanted and then they could decide it or if they want a week to think about it, they could certainly delay it. City Clerk Joan Ross commented so something will come to her office from the Public Works & Utilities Department requesting it. Mr. Abbott stated to City Clerk Joan Ross ‘yes’, they have been working with the Law Department and everybody to get it put together. Mr. Werner asked if it will show up on 1<sup>st</sup> Reading at some point. City Clerk Joan Ross stated to Mr. Werner

that they set a hearing date on this sometime back, which was under the procedure to set a hearing date, which was September 8<sup>th</sup>, so it's been on the Agenda once already, so she presumed that it would go straight onto Public Hearing on the 8<sup>th</sup>. Mr. Roper stated 'yes'. Discussion continued with Council, City Clerk Joan Ross, Dana Roper, Marvin Krout and Allan Abbott with comments and questions from the Council. Following discussion, Council decided that they would like to have it listed right after the 'Public Hearing-Resolutions' right before the end of the Public Hearing with it's own heading. City Clerk Joan Ross stated to Council that it will still come forward on a request form and have a Bill No., but they will still have it under it's own section. Council stated to City Clerk Joan Ross that's fine.

City Clerk Joan Ross stated to Council that in regards to Item 1 [Application of Eagle Entertainment L.L.C. for a special designated liquor license to cover an area measuring 30' by 45' in the B & R Stores parking lot at 130 N. 66<sup>th</sup> Street on September 4, 2003 from 4:00 p.m. to 9:00 p.m.] the Fire Prevention is asking one thing that they must get a tent permit and they have not applied for it yet and change their site plan. City Clerk Joan Ross stated to Council so what they are asking of them to the timeliness of the event being the 4<sup>th</sup> that they may put a condition on their Resolution should they choose to approve it, they must submit a tent site plan and must meet approval of the Fire Prevention before she can issue the SDL, should they vote to approve it. Mr. Camp stated to City Clerk Joan Ross okay. City Clerk Joan Ross stated to Council that way they will have time to correct it, by the September 4<sup>th</sup> event. Ms. McRoy asked City Clerk Joan Ross if they are aware of that. City Clerk Joan Ross stated to Ms. McRoy 'oh', yes, they are aware of it. Mr. Camp asked City Clerk Joan Ross if they are going to have a representative at the meeting. City Clerk Joan Ross stated to Mr. Camp 'yes', they know that they should have someone, absolutely and commented that she did send them a letter. Mr. Cook asked Dana Roper if they are just going to have that amendment in writing where they will add the condition. Mr. Roper stated to Mr. Cook that they will do what they can. Mr. Cook stated to Mr. Roper okay.

City Clerk Joan Ross stated to Council that in regards to Item 5 [Change of Zone 3385 - Application of Vic and Kathleen Hannan for a change of zone from AGR Agricultural Residential to R-1 Residential on property generally located northeast of the intersection of South 66<sup>th</sup> Street and Pine Lake Road] she would like to call this item with Items 16 & 17 [Approving a waiver of subdivision requirements for street trees and sidewalks along Pine Lake Road within Hannan Addition generally located at South 66<sup>th</sup> Street and Pine Lake Road; and Approving the final plat of Hannan Addition consisting of two lots for residential development and releasing the relinquishment of access to Pine Lake Road on property generally located northeast of the intersection of South 66<sup>th</sup> Street and Pine Lake Road] and as a reminder there is a request for 2<sup>nd</sup> & 3<sup>rd</sup> Reading on Item 5.

City Clerk Joan Ross stated to Council that in regards to Item 6 [Authorizing the issuance of not to exceed \$180,000,000 City of Lincoln Nebraska Lincoln Electric System Revenue and Refunding Bonds, Third Series 2003] there is a request for 2<sup>nd</sup> & 3<sup>rd</sup> Reading on this item.

City Clerk Joan Ross stated to Council that in regards to Item 9 [Special Permit 421D-App. of Frank and Joan Rall to amend the Carriage Hill 4<sup>th</sup> Community Unit Plan to retain the existing single family dwelling and to allow the construction of four two-family structures, with requests to waive sidewalk, street tree and landscape screening design standards, on property generally located at 81<sup>st</sup> and A Streets] they have one motion to amend, which they had already and she gave them another motion to amend just this morning for this item. City Clerk Joan Ross stated to Council that Nicole Fleck-Tooze from the Public Works & Utilities Department also gave them something for this item that's on their Addendum.

Nicole Fleck-Tooze stated to Council just real quickly what they've got is a memo from them describing or why they had a concern with the applicants motion to amend and concerned about guaranteeing access to "A" Street. Ms. Tooze stated to Council that she thinks, it has been conveyed to the applicant all a long that if they're going to show the configuration that they've got now, they are going to have to work out these issues with the property owner to the east and failing that, they will have to really begin the process over and at this point they don't want to guarantee any access onto "A" Street for another drive-way. Mr. Camp stated to Ms. Tooze so out of all these amendments is there a recommended approach. Ms. Tooze stated to Mr. Camp 'yes', the motion to amend #2 that they received from Joan [Ross] this morning is their recommended approach. Ms. Tooze briefly went over the memo with Council. (Copy of the Memo regarding this issue is on file in the City Council Office)

City Clerk Joan Ross stated to Council the only other thing that she had remaining to talk about was the fellow that signed up to speak-Roger Z. Dorffler regarding Wheel Tax. City Clerk Joan Ross stated to Council that she has already alerted Don Herz and indicated that this fellow was really aggressive when he phoned their office, he was kind of cussing out the people on her staff and so she just wants them to know that he can be aggressive when he gets to the meeting today. City Clerk Joan Ross stated to Council that she did make him come in and fill out his request in writing as they do and he had calm down some, but he still is very ..... and commented that he gave a lot of discussion to her staff let's put it that way, so just to give them a heads up on it. Mr. Svoboda stated that he spoke with him as well and asked Allan Abbott if he spoke with him. Mr. Abbott stated 'yes', he also called him and he was either aggressive, loud or whatever words you want to use and primarily he was just concerned that they are fixing curbs with the street. Mr. Abbott stated to Council that when they go in and do a residential street or whatever they fix the curbs along with it and he thinks that is a terrible waste of money and doesn't want to do it, at least that's what the half hour conversation he had with him was about. Mr. Friendt stated that he wasn't loud or aggressive with him. Discussion continued with comments and questions from the Council.

Mr. Camp stated to Mayor Coleen Seng since she arrived and indicated that Mark [Bowen] covered some things, but does she have anything else for them.

Mayor Coleen Seng stated to Council that she just wants to say that she gives Diane Gonzolas a lot of credit because she went out and picked up this letter. Mayor Seng stated to

Council that she wanted them to see the original and held it up, so if they are having trouble with reading through some of it this is the original. Diane Gonzolas stated that she had her intern make copies, she didn't do it her self. Mayor Seng stated to Council that there are clippings from various newspapers, not local newspapers, with comments and so she just wanted them to see the original. Diane Gonzolas stated that it was about a variety of topics. Mayor Seng stated to Council that it's one of those that you want to put in a special file to remember and commented that there was a lot of thought put into this material. [This letter is listed on the Director's Agenda for August 25<sup>th</sup> under "I. Mayor - #3".]

Mayor Coleen Seng stated to Council that this morning they announced the 12<sup>th</sup> Street Arts Corridor and a couple of Council Members were there. Mayor Seng stated that this is something that has been talked about for several Administrations going way back and the Arts Council is moving ahead now, particularly because the bicycles have been so popular. Mayor Seng stated to Council that she thinks that they will see more and more art work go on 12<sup>th</sup> Street.

### III. CORRESPONDENCE

#### A. COUNCIL REQUESTS

##### JONATHAN COOK

1. ~~OUTSTANDING~~ Request to Public Works & Utilities Department - RE: Irvingdale Park - City Storm Sewer Ditch/Canal is not maintained at all (RFI#94 - 7/14/03). — **1.) SEE RESPONSE FROM BILL NASS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#94 - 8/18/03. — NO COMMENTS**
2. ~~OUTSTANDING~~ Request to **Building & Safety Department** - RE: Please check out the house at 1644 Washington - front porch filled with stuff (RFI#95 - 7/14/03). — NO COMMENTS
3. Request to PRT/Ann Harrell, Mayor's Office - RE: Gathering Place (RFI#97 - 7/30/03). — **1.) SEE RESPONSE FROM SW TEAM CAPTAIN WILHELM, LPD RECEIVED ON RFI#97 - 8/05/03. — NO COMMENTS**
4. ~~OUTSTANDING~~ Request to Health Department - RE: A large amount of garbage on the sidewalk near the house on the corner of Smith & Harrison (RFI#100 - 8/01/03). — **1.) SEE RESPONSE FROM BRUCE DART, HEALTH DIRECTOR RECEIVED ON RFI#100 - 8/18/03. — NO COMMENTS**
5. Response from Randy Hoskins, Public Works & Utilities Department - RE: State Department of Roads proposal to close Old Cheney between Warwick & Hwy 77 to RFI#99 received on 8/15/03. — NO COMMENTS

6. Request to Public Works & Utilities Department - RE: A Street, 12<sup>th</sup> Street to 19<sup>th</sup> Street in bad condition (RFI#102 - 8/19/03). — NO COMMENTS

#### **TERRY WERNER**

1. OUTSTANDING Request to **Dana Roper, Law Department** - RE: Automated External Defibrillators (AED) and Liability (RFI#96 - 7/29/03). — NO COMMENTS
2. Request to Urban Development Department - RE: Rupert Development Plans - 27<sup>th</sup> Street, between Holdrege & Dudley (RFI#97 - 8/15/03). — **1.) SEE RESPONSE FROM ERNIE CASTILLO, URBAN DEVELOPMENT DEPARTMENT RECEIVED ON RFI#97 - 8/20/03.** — NO COMMENTS
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#### **GLENN FRIENDT**

Mr. Friendt stated to Lin Quenzer 'thank you' very much for following up with Mr. Quick on his concern about what's happening to his alley.

Mr. Friendt stated to Police Chief Tom Casady compliments to him and his force. Mr. Friendt stated that he saw Scott Alexandria out on 10<sup>th</sup> Street this morning when he was driving, which he uses a lot to come in and he's thinking that he hasn't seen a speeder or reckless driver yet, what's going on this morning. Then, he gets down to the bottom of the hill and sees that they are doing traffic enforcement radar gun and pulling people over, which probably lasted about 45 minutes, he supposes.

Mr. Friendt stated that he saw where Cecil Steward was elected the new Planning Commission Chair for a 2-year term and they haven't even voted on the reappointments/appointments for it and commented isn't that a little premature. Mayor Coleen Seng stated to Mr. Friendt this is the time of the year that they wanted to do it, she had encouraged them to wait until October, but I don't know, I guess, that's their choice. Ms. Newman stated that she believes the rules were changed either 2 or 4 years ago and they decided that it was better if they elected a Chair before the new people came on, so it was changed a while ago. Marvin Krout stated that it was changed 2 years ago. Mayor Seng commented that's their concern, they will have to deal with it if Cecil [Steward] doesn't get reappointed.

1. OUTSTANDING Request to Allan Abbott, Public Works Director/Jerry Obrist, Water Works Engineer - RE: Drinking water quality (RFI#24 - 8/11/03). — NO COMMENTS
2. Request to Don Herz, Finance Director - RE: Bonds repayment and balances (RFI#25 - 8/19/03). — **1.) SEE RESPONSE FROM DON HERZ, FINANCE DIRECTOR RECEIVED ON RFI#25 - 8/21/03.** — NO COMMENTS
3. Request to Allan Abbott, Public Works & Utilities Director - RE: Ordinance #03-108 (RFI#26 - 8/19/03). — NO COMMENTS

## **B. DIRECTORS AND DEPARTMENT HEADS**

### **COUNTY COMMISSIONERS**

1. E-Mail from Gwen Thorpe - RE: Joseph H. Soukup, Jr. came to our office regarding the article about the Health Department's plan to ban smoking in all workplaces and public areas. He asked her to forward his view to all who are involved in making this decision. — NO COMMENTS

### **FINANCE/BUDGET**

1. Material from Steve Hubka - RE: Budget Resolution. — Mr. Camp stated that they appreciate all that Steve [Hubka] has been doing and stated to Don [Herz] that they appreciate all he has provided.

### **HEALTH DEPARTMENT**

Mr. Camp asked Bruce Dart how are they doing on the West Nile Virus. Bruce Dart stated to Mr. Camp that their Spray Program is still going very well. Mr. Dart stated that they are seeing increase cases, they reported on Wednesday of last week that they have two senior citizens [inaudible]. So, they are like the rest of the State, they will see an increase and they will continue to do what they've been doing. Mr. Camp stated that he thinks, he saw the other day that Nebraska is one of the top 5 or 6 States of the number of reported incidents.

1. NEWS RELEASE - RE: City To Spray For West Nile Virus Carrying Mosquitos In North Central Lincoln. — Mr. Camp asked Bruce Dart about this issue. (See that discussion - 'above')
2. NEWS RELEASE - RE: Death Of Lincoln Woman Linked To West Nile Virus. — Mr. Camp asked Bruce Dart about this issue. (See that discussion - 'above')

#### **PLANNING DEPARTMENT**

1. Planning Department Newsletter - Issue #3 - August 2003. — NO COMMENTS

#### **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Response Letter from Dennis Bartels to Lou Nigro - RE: Paving of Shamrock Road. — NO COMMENTS

#### **URBAN DEVELOPMENT DEPARTMENT**

1. Report - RE: The North 27<sup>th</sup> Street Corridor and Environs Redevelopment Plan - Prepared by: City of Lincoln, Nebraska - Urban Development Department - Coleen J. Seng, Mayor. (Council copies of this Report placed in their Thursday packets on 8/21/03)(Copy of this Report is on file in the City Council Office). — Mr. Camp 'thanked' Marc Wullschleger for this Report.

#### **C. MISCELLANEOUS**

1. E-Mail from Terri L. Beard - RE: Survey regarding fuel tax and bond issue. (Council & City Clerk Joan Ross received this E-Mail on 8/18/03) (Copy of this E-Mail is on file in the City Council Office). — NO COMMENTS
2. Letter from Jim Fram, Lincoln Chamber of Commerce; Nadine Condello, Home Builders Association of Lincoln; Doug Rotthaus, Realtors Association of Lincoln; - RE: They support Steve Duvall and Cecil Steward being reappointed to the Planning Commission, and Ken Westerhold being appointed to replace Greg Schwinn. — NO COMMENTS
3. Faxed Letter from Glen Herbert, HER-VES-CO, Ltd., Land Development Real Estate Sales Investment Properties - RE: Annexation #03005 - South 84<sup>th</sup> & Pine Lake Road (more specifically – Lot 39 SW 14-9-7). — NO COMMENTS
4. E-Mail from Chad L. Pfeiffer; Neil E. Balfour, P.C. - RE: The City Budget. — NO COMMENTS

5. E-Mail from Connie Hilligoss, Owner, Sign Pro of Lincoln, Inc. - RE: Discretionary Funds. — NO COMMENTS
6. E-Mail from John L. Hoppe, Jr., PrimeSites, Commercial Real Estate - RE: City Budget. — NO COMMENTS
7. E-Mail from Jim Frohman, Mesa Corporation - RE: City Budget - Discretionary Funds and Internal Auditor. — NO COMMENTS
8. E-Mail from Maggie Higgins, MHFS Agency - RE: City Budget. — NO COMMENTS
9. E-Mail from Charlie Claus - RE: Budget Comments. — NO COMMENTS
10. Letter from Terry L. Bundy, Lincoln Electric System - RE: LES Revenue and Refunding Bonds. — Mr. Camp stated that Terry Bundy sent a letter and he also called him and maybe he called some others regarding the Bond issue today wanting to know if they had any questions on it. Mr. Camp stated that he basically told him that he didn't see a need for him to give a presentation that it seemed pretty straight forward, but he thinks that he'll have someone at the meeting to answer questions.
11. E-Mail from Debby Brehm - RE: Discretionary Funds. — NO COMMENTS
12. 2 E-Mail's from Barb & Paul Haith; Richard W. Meginnis, Senior Vice-President, NAI FMA Realty; - RE: Budget Concerns. — NO COMMENTS
13. E-Mail from Dr. Dennis Hudson - RE: Cryonucleator Challenge. — NO COMMENTS
14. E-Mail from Roy Houser - RE: Would like to know where each of the Council Members stand on the Smoke Free Air Act. — NO COMMENTS

#### **IV. DIRECTORS**

**PUBLIC WORKS & UTILITIES DEPARTMENT** - Allan Abbott stated to Council that he has a couple of quick things for them. Mr. Abbott stated to Council that 63<sup>rd</sup> Street-South of "O" Street will reopen today, so they are making some progress in that area.



Allan Abbott stated to Council the buses for going to Arnold Heights and to North Star had about 40 passengers that used the buses this morning. Mr. Abbott stated to Council that they expect that to increase this afternoon because on the first day people are dropping their kids off, so it looks like it is going to be a very well used route. Mr. Abbott stated to Council that the driver did indicate that there maybe some confusion, drivers got to be a little careful because there are some younger children waiting for school buses to come around and just to make sure that they get on the right bus before they are going. Mr. Abbott commented to Council that 40 riders the first morning is pretty good for those routes.

**MAYOR'S OFFICE** - Lin Quenzer stated to Council that she has a couple of things for them. Ms. Quenzer stated to Mr. Friendt that on Allan Quick, apparently there is some alley that has some electrical work easement things that are going to happen and that's why that area was marked out. Ms. Quenzer stated to Mr. Friendt that she is working with LES to find out and the Eastridge Parking Garage maybe requesting some of the work, but she doesn't know for sure. Ms. Quenzer stated to Mr. Friendt that she will be getting back the final answer on that probably later today.

Lin Quenzer stated to Council the other thing is that they've had contact from Lisa Rinke and her husband, who lives at 1401 SW. 24<sup>th</sup> Street and they're upset about the speed limit on "A" Street and the sidewalks in front of their property. Ms. Quenzer stated to Council that they have been working with them and they have offered the Sidewalk Reimbursement Program, since they are not immediately on the list for sidewalk improvements on their Master list of neighborhoods that they are going to get to, but they rejected it. Ms. Quenzer stated to Council that they are located on a County rural cross section road and the speed limit there they are really not able to do a whole lot about it. Ms. Quenzer stated to Council that they've done some studies and stuff by Public Works and she doesn't think it is going to change. Ms. Quenzer stated to Council that her husband and she doesn't know what his name is and apologized, but he was quit adamant with Public Works staff and when she talked to her, he could be heard in the background [inaudible]. Ms. Quenzer stated to Council that he may show up today for Council hearing to express his displeasure with the way the City is doing things, so be warned.

## **V. CITY COUNCIL MEMBERS**

**PATTE NEWMAN - NO COMMENTS**

**JONATHAN COOK - NO COMMENTS**

**GLENN FRIENDT - NO COMMENTS**

**TERRY WERNER - NO COMMENTS**

**ANNETTE McROY - NO COMMENTS**

**KEN SVOBODA - NO COMMENTS**

**JON CAMP**

Mr. Camp ‘thanked’ everyone and stated that they will see them all after Labor Day.

## **ADDENDUM - (For August 25<sup>TH</sup>)**

**I. MAYOR - NONE**

**II. CITY CLERK - NONE**

**III. CORRESPONDENCE**

**A. COUNCIL REQUESTS**

**JON CAMP**

1. E-Mail from Topher Hansen to Jon Camp - RE: Jax Liquor and Reconsideration. — NO COMMENTS
2. E-Mail from Kathryn Dixon, Associate Broker Home Real Estate Brokers to Jon Camp - RE: Council Budget for Discretionary Funds Allocation. — NO COMMENTS

**B. DIRECTORS AND DEPARTMENT HEADS**

**HUMAN SERVICES DEPARTMENT - City of Lincoln/Lancaster County**

1. Memo from Keno Human Services Prevention Fund Advisory Board to Joint Budget Committee - RE: Recommendations for Round 19 - \$37,288. — NO COMMENTS

## **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Memo from Nicole Fleck-Tooze - RE: 03R-218 - Special Permit 421D - Carriage Hill 4<sup>th</sup> Community Unit Plan. — NO COMMENTS

### **C. MISCELLANEOUS**

1. E-Mail from Kevin Ward, V.P., Witherbee Neighborhood Association with response from Joan Ray - RE: Planning Commission Appeal. — City Clerk Joan Ross mentioned this issue earlier during her comments to Council under “II. City Clerk”. (See that discussion)
2. Letter from Ramona Maske - RE: Please uphold Mayor Seng’s Veto on Jax Bar at 48<sup>th</sup> & Van Dorn. — NO COMMENTS
3. Letter from Wally Martin - RE: Please retain Mayor Seng’s Veto of the rezoning request of Jax liquor store at 48<sup>th</sup> & Van Dorn. — NO COMMENTS
4. E-Mail from Marty Hager - RE: Support our down zoning - Change of Zone #3412. — NO COMMENTS
5. E-Mail from Chad Johnson - RE: In favor of Change of Zone #3412. — NO COMMENTS

## **VI. MEETING ADJOURNED - Approximately at 11:49 a.m.**